

**From:** [Wehling, Carrie](#)  
**To:** [Neugeboren, Steven](#)  
**Cc:** [Darman, Leslie](#)  
**Subject:** followup on CA/UIC  
**Date:** Tuesday, July 01, 2014 3:03:43 PM

---

Just to followup on the CA UIC aquifer exemption situation .....

I had a call with ORC this afternoon and there is no immediate to-do for us. The Governor and RA are involved so the R9 and State staff are working very intensely to try to sort out 1) what aquifer exemptions have actually been granted (EPA approved a few AEs as part of primacy in 1983 but there are no clear records on any subsequent approvals) to the extent there are still existing records, 2) where the exemptions are located (the primacy FR notice says that Region and State will keep a list of the AEs but there are several conflicting lists and none that are updated), and 3) where the drinking water wells are (State drinking water office is now involved in mapping that).

So, the next steps as I understand it are 1) the State is planning on issuing **cease-and-desist orders TOMORROW** to 11 Class II well operators who are outside any possible AE area, 2) the Region is preparing a **letter for the RA to sign** that will ask the State to prepare a primacy revision package under 40 CFR 145.32 to address the areas where there is confusion/lack of record on the scope of the AEs – that may affect an additional 100 or so wells. RA is on vacation so letter is not imminent. ORC will send us a draft.

[REDACTED]

Carrie

Caroline (Carrie) Wehling

Office of General Counsel

Water Law Office -- SDWA team leader

Cross-Cutting Issues Law Office -- Administrative records and dockets

U.S. Environmental Protection Agency

Washington DC 20460

202-564-5492

[wehling.carrie@epa.gov](mailto:wehling.carrie@epa.gov)